IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
Letters Patent Appeal No.72 of 2007
In
Review Petition No.36 of 2007
In
Writ Petition No.829 of 2007

Tatoba Rama Chavan & ors. .. .. Appellants
v/s.
The State of Maharashtra & ors. .. Respondents

Mr.M.L. Patil for Appellants.

Mr.R.M.Patne, AGP for Respondent No.1.
Mr.V.V.Purwant for Respondent No.2.
Mr.Amit Borkar for Respondent No.3.

CORAM : J.N. PATEL &
SMT.R.S. DALVI, JJ.

DATED : 3rd April, 2007

P.C. :

1. Heard.

2. The only apprehension of the Appellant, who are the original Petitioners, that the orders which came to be passed in the Petition disposing it of and thereafter on an Application made by the original Respondent No.2 in Review, should not, in any manner, influence the learned Single Judge.

3. Otherwise, this Court is of the view that the Petitioners are not prejudiced in any manner by the impugned order as their Petition will now have to be taken up for admission and heard afresh, ignoring the orders passed by the Court on concession given

by the Court in Review filed by the original Respondent No.2. Therefore, we permit the Appellants to withdraw their Letters Patent Appeal with liberty to move the Court and prosecute this Petition in accordance with law.

4. The Letters Patent Appeal is allowed to be withdrawn accordingly.

5. In view of the withdrawal of the Letters Patent Appeal, nothing survives in the Civil Application taken out in the LPA and the same is disposed of as rendered infructuous.

(J.N. Patel, J.)

(Smt.R.S. Dalvi, J.)